

REMARKS

Claims 54-82 are currently pending in the present application, with Claims 1-53 being canceled, and new Claims 54-82 being added. Consideration and examination of the claims are respectfully requested.

The Examiner objected to the specification for reasons of certain informalities. Applicant has amended the specification to correct the informalities and respectfully submit that the specification complies with all formal requirements.

The Examiner objected to Claim 1 for reasons of informality. Applicant has amended Claim 1 to correct the informality.

The Examiner rejected Claims 1-4, 7, 8, 15, 17-21, and 24-53 under 35 U.S.C. 102(e) as being anticipated by Ellis et al. (U.S. patent no. 6,898,762).

The Examiner rejected Claims 9-14 under 35 U.S.C. 103(a) as being unpatentable over Ellis in view of Wugofski (WO 99/35849).

The Examiner rejected Claims 5, 22, and 23 under 35 U.S.C. 103(a) as being unpatentable over Ellis in view of Williams et al. (U.S. patent pub. no. US2004/0019908).

The Examiner rejected Claim 16 under 35 U.S.C. 103(a) as being unpatentable over Ellis in view of Grooters (U.S. patent no. 6,684,399).

The Examiner rejected Claim 12 under 35 U.S.C. 103(a) as being unpatentable over Ellis in view of Wugofski and further in view of Williams et al. (U.S. patent pub. no. 2004/0019908).

The above rejections are moot in view of the canceled claims, which are replaced by the new claims to more clearly claim the present invention.


Applicant submits that the new claims are patentable over the cited references. In particular, Applicants respectfully submit that none of the references contains any disclosure or suggestion of remotely accessing a programming schedule (such as an electronic programming guide) over the network for configuring a receiver (e.g., via the Internet) to receive a specific programming selection. In response to the Examiner's remarks at page 3 of the Detailed Action, Applicant submits that the new claims further clarify the aspects of the invention relating to distributing of programming selections (i.e., content data).

In view of the above, each of the presently pending claims in this application is believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to withdraw the outstanding rejection of the claims and to pass this application to issue. If it is determined that a telephone conference would expedite the prosecution of this application, the Examiner is invited to telephone the undersigned at the number given below.

In the event the U.S. Patent and Trademark office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1952 referencing docket no. 601542000500. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

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Respectfully submitted,

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